

Message Text

SECRET

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61

ORIGIN NODS-00

INFO OCT-01 ISO-00 /001 R

DRAFTED BY L/T:AWROVINE:RFP

APPROVED BY L:SSCHWEBEL

S/S - MR. ORTIZ

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FM SECSTATE WASHDC

TO USDEL SECRETARY IMMEDIATE

S E C R E T STATE 206405 TOSEC 100317

NODIS

E.O. 11652: XGDS-3

,FOR, XF

TAGS: PFOR, XF

SUBJECT: MIDDLE EAST PEACE DOCUMENTS

FOR MONROE LEIGH FROM ROVINE

1. IT IS PERFECTLY APPROPRIATE TO INITIAL DOCUMENTS AND SUBSEQUENTLY TO SIGN OTHER PAPERS CONTAINING THE SAME SUBSTANCE AS THE INITIALED DOCUMENTS. THIS IS COMMONLY DONE IN THE AREA OF ATOMIC ENERGY AGREEMENTS, TO TAKE BUT ONE EXAMPLE.

2. IF THE INTENT IS NOT TO LEGALLY BIND THE PARTIES BY MEANS OF THE INITIALED DOCUMENTS, THIS SHOULD BE MADE CLEAR. PRESS STATEMENTS WILL BE SUFFICIENT TO MAKE IT CLEAR. WHETHER OR NOT INITIALED DOCUMENTS LEGALLY BIND THE PARTIES DEPENDS ENTIRELY UPON THE INTENT OF THE PARTIES. NORMALLY THE PARTIES INTEND TO BE BOUND NOT AT THE TIME OF INITIALLING, BUT AT THE TIME OF THE SUBSEQUENT SIGNATURE.

I ASSUME THAT IS THE INTENT HERE. BUT INITIALLING MAY LEGALLY BIND THE PARTIES IF THEY SO INTEND IT. THUS THE

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NECESSITY FOR A CLEAR UNDERSTANDING AND EVIDENCE OF INTENT

BY ALL THE PARTIES EITHER THAT (1) INITIALLING DOES NOT

FINALLY BIND THEM, AND SIGNATURE IS REQUIRED; OR (2) INITIALLING DOES LEGALLY BIND THE PARTIES. IN THE LATTER CASE, OF COURSE, SIGNATURE WOULD BE SUPERFLUOUS.

3. ORDINARY BOND PAPER MAY BE USED FOR INITIALLING, AND TREATY PAPER FOR THE SIGNED DOCUMENTS. DO YOU NEED TREATY PAPER?

4. THERE IS NO PROBLEM WITH THE SECRETARY SIGNING A LETTER STATING THAT HE HAS BEEN AUTHORIZED BY THE PRESIDENT TO TRANSMIT CERTAIN ASSURANCES, WITH A SUBSEQUENT LETTER SIGNED BY THE PRESIDENT CONTAINING THE SAME ASSURANCES.

5. THERE ARE TWO AUTOMATIC TYPEWRITERS WITH TRAINED OPERATORS AT THE US MISSION IN GENEVA (MTN SECTION). CONTACT AT MISSION IS MR. SOUTHWICK, TELEPHONE 32-0970.

6. ROVINE CAN COME TO GENEVA ANY TIME IT IS DEEMED DESIRABLE. INGERSOLL

SECRET

NNN

Message Attributes

Automatic Decaptioning: X
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Current Classification: UNCLASSIFIED
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Decaption Date: 01 JAN 1960
Decaption Note:
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Disposition Approved on Date:
Disposition Authority: CunninFX
Disposition Case Number: n/a
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Disposition Date: 28 MAY 2004
Disposition Event:
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Drafter: AWROVINE:RFP
Enclosure: TOSEC 100317
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Margaret P. Grafeld
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06 JUL 2006

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TAGS: PFOR, PREL, XF
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